



**Maureen  
O'Reilly/ENF/R8/USEPA  
/US**

11/05/2007 12:33 PM

To Peggy Livingston/ENF/R8/USEPA/US@EPA

cc

bcc

Subject Fw: First Request for Financial Assurance Release

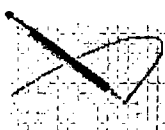
Peggy - You may already have a copy of this letter from UPCM requesting that they be allowed to reduce their financial assurance as soon as it is posted (nothing has been provided to me yet on that front, how about you?). I think you and I and Kathy should meet to discuss this briefly. I've let Kathy know that as well. Talk with you soon.

"The single biggest problem in communication is  
the illusion that it has taken place."

- George Bernard Shaw

Maureen O'Reilly  
EPA Region 8  
1595 Wynkoop Street  
Mail Code ENF-RC  
Denver, CO 80202-1129  
303-312-6402  
FAX 303-312-6953  
oreilly.maureen@epa.gov

----- Forwarded by Maureen O'Reilly/ENF/R8/USEPA/US on 11/05/2007 12:31 PM -----



**Kathryn  
Hernandez/EPR/R8/US  
EPA/US**

11/05/2007 10:52 AM

To oreilly.maureen@epa.gov

cc

Subject Fw: First Request for Financial Assurance Release

Please let me know who this release should go to?

I also need to speak with you about an additional task and \$\$ I need to add for OU5 for Sandra Matheny.

Thanks.  
Kathryn Hernandez  
USEPA, Region VIII (8EPR-SR)  
999 18th Street, Ste 300  
Denver, CO 80202  
(303) 312-6101 (office)  
(720) 352-7497 (cell)

-----Forwarded by Kathryn Hernandez/EPR/R8/USEPA/US on 11/05/2007 10:52AM -----

To: Kathryn Hernandez/EPR/R8/USEPA/US@EPA  
From: "Kerry Gee" <kcgee@unitedpark.com>  
Date: 11/01/2007 05:53PM  
Subject: First Request for Financial Assurance Release

Kathy:

Please find attached a letter with exhibit that is the first request for a release from financial assurance.

Please call if you have any questions.

Thanks

Kerry



Nov 1 2007 first request to EPA.pdf



November 1, 2007

Kathryn Hernandez, RPM  
USEPA, Region VIII (8EPR-SR)  
999 18th Street, Ste 300  
Denver, CO 80202

Dear Kathy:

This letter is to formally request, as per the Richardson Flat RD/RA Consent Decree, a release from a portion of the Financial Assurance as provided in that document. This is somewhat awkward in that the consent decree became effective on October 17, 2007 and Financial Assurance has not yet been posted. The date for requesting a release from a portion of the financial assurance falls about mid-way between the effective date of the Consent Decree and the date upon which Financial Assurance is due. For this reason, United Park City Mines Company requests that the November 1, 2007 date for requesting a release from Financial Assurance be extended to November 30, 2007. Should you not be willing to extend the date, please consider this as United Park City Mines Company's formal request to reduce the Financial Assurance. This is a one-time request due to the circumstances surrounding the timing of the effective date of the Consent Decree and the request date of November 1.

The portion of the Financial Assurance that United Park City Mines Company requests the release from relates to Task 1 or Milestone 1 of the Richardson Flat Project. The work in this task includes the construction of the Wedge Buttress, filling and covering of two large areas in within the impounded area. The areas are shown on Exhibit 1 attached.

The release amounts that are being requested are summarized in the table below

Wedge Buttress	\$266,199
Fill Area 1	\$190,843
Fill Area 7	\$294,471
Administrative	\$8,625
Design	\$10,089
<b>TOTAL</b>	<b>\$760,828</b>

UNITED PARK CITY MINES  
COMPANY

**RICHARDSON FLAT**

FIRST REQUEST FOR  
FINANCIAL ASSURANCE  
RELEASE

NOVEMBER 1, 2007

FIGURE 1



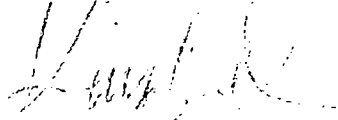
Kathryn Hernandez  
U. S. EPA  
November 1, 2007  
Page 2

United Park is not asking to reduce the amount of the Financial Assurance prior to its being posted. United Park will post the full amount of the Financial Assurance as required in the Consent Decree. The reduction would follow the posting of the full amount.

Documentation as to the extent of cover will be provided when it is completed. All of the specific components of the Tasks mentioned herein will be included in the RD/RA Work Plan when it is submitted as per the Consent Decree.

Thank you for your time and consideration in this matter. If you have any questions, do not hesitate to call.

Sincerely,

A handwritten signature in dark ink, appearing to read "Kerry C. Gee", is written over a faint, circular embossed or stamped seal. The signature is fluid and cursive.

Kerry C. Gee  
Vice President  
United Park City Mines Company

Attachment